

Summary of December 5, 2002
Dyes and Pigments Listing Determination Rulemaking
EPA and Color Pigments Manufacturers Association Discussion

The Office of Solid Waste (OSW) met with the Color Pigments Manufacturers Association (CPMA) to discuss rulemaking issues associated with the restart of the dyes and pigments listing determination. The list of meeting attendees and agenda are provided below.

Attendees	Organization	Phone	E-mail
Bill Allen	CPMA	703-684-4044	wda@cpma.com
John Austin	EPA/OSW/HWMMD/WTB	703-308-0436	austin.john@epa.gov
Lillian Bagus	EPA/OSW/HWID	703-308-8474	bagus.lillian@epa.gov
Narendra Chaudhari	EPA/OSW/HWID/WIB	703-308-0454	chaudhari.narendra@epa.gov
Chichang Chen	EPA/OSW/HWID/WIB	703-308-0441	chen.chichang@epa.gov
Gail A. Cooper	EPA/OSW/HWID/WIB	703-308-8419	cooper.gailann@epa.gov
Gwen DiPietro	EPA/OSW/HWID/WIB	703-308-8285	dipietro.gwen@epa.gov
Harold F. Fitzpatrick	Fitzpatrick and Waterman	201-865-9100	
Barnes Johnson	EPA/OSW/EMRAD	703-308-8881	johnson.barnes@epa.gov
Robert Kayser	EPA/OSW/HWID/WIB	703-308-7304	kayser.robert@epa.gov
Jim Kent	EPA/OSW/HWID/WIB	703-308-0461	kent.jim@epa.gov
Dave Klebine	Apollo Color	815-741-2588 x 160	dklebine@apollocolors.com
Lyn Luben	EPA/OSW/EMRAD	703-308-0508	luben.lyn@epa.gov
Glen Merritt	Fitzpatrick and Waterman	201-865-9100	
Robert C. Mott	Bayer	843-820-6102	robert.mott.6@bayer.com
J. Lawrence Robinson	CPMA	703-684-4044	jlr@cpma.com
Earl Seibert	CDR	513-771-1900	earl.seibert@cdrpigments.com
Hugh M. Smith	Sun Chemical	513-681-5950	hugh.smith@na.sunchem.com
Philip G. Webb	BASF	704-398-5012	webbp@basf.com
Joel Weissglass	Magruder	973-242-1300 x 225	jweissglass@magruder.com
John White	European Colour	508-676-3481 x 131	john.white@ecpigments.com

Agenda:

1. Introductions
2. Purpose of Meeting
3. Current Approach to Dyes and Pigment Listing Determination
 - a. Goals
 - b. Methodology
 - i. Constituents of concern
 - ii. Risk assessment
 - iii. Implementation Strategy
 - iv. Status of current work
 - v. Open discussion
4. On-site Landfills and Surface Impoundments
5. Facility List

Meeting Summary: Dyes and Pigments Listing Determination Rulemaking

December 5, 2002

9:00 a.m. - 11:00 a.m.

On December 5, 2002, representatives from the Environmental Protection Agency's Office of Solid Waste met with representatives of the Color Pigments Manufacturers Association (CPMA) to discuss the dyes and pigments listing determination. The purpose of the meeting was to describe the status of EPA's efforts to develop a new proposal for listing determinations and land disposal restrictions for wastes from the dye and pigment manufacturing industries subject to the consent decree in ED v. Whitman, Civ. No. 89-0598 (D.D.C.) (the RCRA "megadeadline" decree). EPA also described the Agency's current loadings-based approach to the new proposal. CPMA questioned whether it would be possible to provide EPA with information on waste volumes to facilitate consideration of a concentration-based approach. The EPA representatives agreed to consider the offer and to provide CPMA with guidance on what information the Agency would need and how it would need to be formatted by December 20, 2002. CPMA also provided preliminary input on two draft tables the Agency previously had shared with CPMA. One table listed all potential manufacturers of dyes or pigments known to EPA after a review of publicly available data sources. The other described OSW's understanding of current on-site waste management practices at pigment facilities. CPMA offered to collect additional information on certain facilities whose status as pigment manufacturers remains unclear. CPMA offered to provide the information to EPA by the end of January. EPA and CPMA agreed to meet again in January to discuss the new proposal.

Final - February 6, 2003